

Barbara


Cubin

U.S.
Congress

November 2, 2006

Lawrence H. Norton, Esq.
General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

2006 DEC 13 A 9:47

Re: **Complaint against Stephen Simonton, J. Nichols Patrick, and
Republicans for Trauner**

Dear Mr. Norton:

We respectfully file this complaint against Stephen Simonton, founder, (1222 11th Street Cody, Wyoming 82414 Phone: 866-415-6991), J. Nichols Patrick, chairman (PO Box 585 Thermopolis, WY 82443) and Republicans for Trauner (hereinafter "RFT"), a political committee formed in support of Gary Trauner, a candidate for the U.S. House of Representatives in Wyoming's At-Large Congressional District.

This complaint alleges three major campaign violations committed by Stephen Simonton, J. Nichols Patrick, and/or RFT. These are: 1) Failure to file a statement of organization as required by Section 433 (a), 2) Failure to report receipts and disbursements under Section 434 (a) (4) (A) (i) – (ii), 3) Failure to disclose electioneering communications under Section 434 (f) (1).

RFT (PO Box 585 Thermopolis, WY 82443; 307-272-1068) failed to file a statement of Organization with the Federal Election Commission as no record currently exists on file, as evidenced by repeated queries.

As no statement of organization exists on file with the Federal Elections Commission, RFT therefore failed to report receipts and disbursements while engaging in federal campaign activity. Exhibits A, B, C and D attached clearly demonstrate electioneering activity.

BUS. (307) 234-7252 • FAX (307) 234-4374
P.O. BOX 4657 • CASPER, WYOMING 82604

Contributions to Cubin for Congress are not tax deductible as charitable donations for federal income tax purposes
Federal law requires political committees to use their best efforts to obtain and report the name, mailing address, occupation and employer for each individual
whose contributions aggregate in excess of \$200 in a calendar year
Paid for by Cubin for Congress

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Exhibit A is a print newspaper ad printed in the Casper Star Tribune, a newspaper with statewide circulation.

Exhibit B is a mail flyer distributed, by Mr. Simonton's own account, to 22,000 households across the state. As reported by the Casper Star Tribune 10/31/06, "[RFT] put out 22,000 fliers that should be delivered to the doors of Republicans across the state this week, [Simonton] said. They are preparing to run a couple of statewide newspapers ads as well."

Exhibit C is a copy of a radio advertisement placed on the Cowboy State News Network, and presumably other stations across Wyoming.

Exhibit D is a contract for radio advertisements placed in Cody, Wyoming made on behalf of Republicans for Trauner.

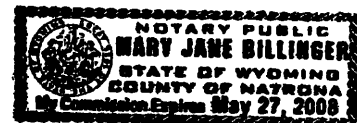
Clearly, Stephen Simonton, J. Nichols Patrick and/or Republicans for Trauner are engaging in paid electioneering efforts exceeding \$1000 and must therefore register with, and report to, the Federal Elections Commission. We therefore respectfully request that the Commission 1) investigate Stephen Simonton, J. Nichols Patrick and/or RFT's nondisclosure, 2) impose significant penalties against Stephen Simonton, J. Nichols Patrick and/or RFT as appropriate, and 3) levy such other remedies as the FEC finds appropriate.

Respectfully,



Bill Maiers
Campaign Manager

Sworn before me this 2nd day of November, 2006.


NOTARY PUBLIC

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EXHIBIT A

**"REPUBLICANS FOR TRAUNER"
BELIEVE WYOMING NEEDS CHANGE**

IT'S TIME TO BRING REPRESENTATIVE CUBIN HOME BECAUSE
SHE IS NO LONGER IN TOUCH WITH THE PEOPLE OF WYOMING

Her voting attendance is among the worst in the House of
Representatives (lowest 10%); she has voted

- * for selling off our public lands
- * against veterans benefits
- * for pay Congressional raises and huge federal debt
- * against stem cell research, abandoning hope
- * for many, including MS patients
- * to cut federal student aid
- * for tax breaks for corporations making the largest profits in the world

IF YOU WOULD LIKE TO SUPPORT
"REPUBLICANS FOR TRAUNER" PLEASE SEND A
CHECK TO P.O. BOX 585, THERMOPOLIS, WY 82443
OR CALL (307) 272-1068

SO THAT WE CAN MAKE A DIFFERENCE!

Paid for by Republicans for Trauner PAC

27044182514

REPUBLICANS FOR **TRAUNER**

- **Is a true fiscal conservative**
- **Is a former Chair and is currently serving on the Teton County School District #1 Board of Trustees**
- **Is a savvy, successful businessman who knows the needs of small business**
- **Is an independent thinker devoted to Wyoming values**
- **Is for affordable health care for all Wyoming citizens**
- **Supports high ethical standards and cleaning up ethical violations and corruption**
- **Supports right to bear arms, Second Amendment**
- **Supports responsible development of resources, both fossil fuels and renewable energy**
- **Supports a strong military adapted to modern warfare**

President Theodore Roosevelt, a great Republican, once said,
"Patriotism means to stand by the country. It does not mean to stand by the president or any other public official."

Barbara Cubin has a voting record that reflects the president's wishes better than Wyoming's. We need an independent voice. Gary Trauner gives us that.

THE MAIERS FAMILY
CASPER WY 82601-3836

3916

ECRL07-C-013
118

PRSRT STD
U.S. POSTAGE
PAID
CASPER, WY
PERMIT NO. 165

Ex. B

51928155072

30 SECOND SCRIPT – (audio available at www.republicansfortrauner.com)

Wyoming Republicans:

Do you want what's best for Wyoming? I do.

That's why I created Republicans for Trauner.

Hi, I'm Steve Simonton, a longtime Republican and Wyoming native.

I've voting for Gary Trauner for Congress and I'm asking Republicans to do the same.

Gary Trauner is devoted to Wyoming values. He supports a strong military and the right to bear arms.

It's time for change. Vote your conscience, vote for Wyoming on November 7.

Join me in voting for Gary Trauner for Congress.

This ad is paid for by Republicans for Trauner

Ex. D

KZMQ-FM Schedule Calendar as of 11/2/06
 Account: 71360 REPUBLICANS FOR TRAUNER -POL
 Contract: 1011500 GENERAL ELECTION
 POL Log Line A as: REPUBLICANS FOR TRAUNER -P
 Sales Person: Political

Revision: Original

Schedule:

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
		Oct 25, '06	Oct 26, '06	Oct 27, '06	Oct 28, '06	Oct 29, '06
Oct 30, '06	Oct 31, '06	Nov 1, '06	Nov 2, '06	Nov 3, '06	Nov 4, '06	Nov 5, '06
	3	3	3	3		
Nov 6, '06	Nov 7, '06					
3	3					

Billing:

Line	Length	Billing Rate	Units	Total Charge
A	30sec	\$15.00 per announcement	6	\$90.00
B	30sec	\$15.00 per announcement	6	\$90.00
C	30sec	\$15.00 per announcement	6	\$90.00
Totals:			18	\$270.00

2704418

KTAG Schedule Calendar as of 11/2/06
 Account: 71360 REPUBLICANS FOR TRAUNER -POL
 Contract: 306723 GENERAL ELECTION
 POL Log Line A as: REPUBLICANS FOR TRAUNER -P
 Sales Person: Political

Revision: Original

Schedule:

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
		Oct 25, '06	Oct 26, '06	Oct 27, '06	Oct 28, '06	Oct 29, '06
Oct 30, '06	Oct 31, '06	Nov 1, '06	Nov 2, '06	Nov 3, '06	Nov 4, '06	Nov 5, '06
	3	3	3	3		
Nov 6, '06	Nov 7, '06					
3	3					

Billing:

Line	Length	Billing Rate	Units	Total Charge
A	30sec	\$13.00 per announcement	6	\$78.00
B	30sec	\$13.00 per announcement	6	\$78.00
C	30sec	\$13.00 per announcement	6	\$78.00
Totals:			18	\$234.00

27044182618

KCGL-FM Schedule Calendar as of 11/2/06
 Account: 71360 REPUBLICANS FOR TRAUNER -POL
 Contract: 504596 GENERAL ELECTION Line: A
 POL 30sec Log as: REPUBLICANS FOR TRAUNER -P
 Sales Person: Political

Revision: Original

Dayparting:

Every day: Daypart Buy Morning Drive.....Reg

Time Range:

6:00a-10:00a

Schedule:

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
		Oct 25, '06	Oct 26, '06	Oct 27, '06	Oct 28, '06	Oct 29, '06
Oct 30, '06	Oct 31, '06	Nov 1, '06	Nov 2, '06	Nov 3, '06	Nov 4, '06	Nov 5, '06
	4	4	4	4		
Nov 6, '06	Nov 7, '06					
4	4					

Billing:

Line	Length	Billing Rate	Units	Total Charge
A	30sec	\$12.00 per announcement	24	\$288.00

27044182619

KODI Schedule Calen as of 11/2/06
 Account: 71360 REPUBLICANS FOR TRAUNER -POL
 Contract: 404968 GENERAL ELECTION Line: A
 POL 30sec Log as: REPUBLICANS FOR TRAUNER -P
 Sales Person: Political

Revision: Original

Dayparting:

Every day: Daypart Buy Morning Drive.....Reg Time Range: 6:00a-10:00a

Schedule:

Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
		Oct 25, '06	Oct 26, '06	Oct 27, '06	Oct 28, '06	Oct 29, '06
Oct 30, '06	Oct 31, '06	Nov 1, '06	Nov 2, '06	Nov 3, '06	Nov 4, '06	Nov 5, '06
	4	4	4	4		
Nov 6, '06	Nov 7, '06					
4	4					

Billing:

Line	Length	Billing Rate	Units	Total Charge
A	30sec	\$10.00 per announcement	24	\$240.00

27044182620